

Message Text

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ORIGIN STR-08

INFO OCT-01 EUR-25 IO-14 ISO-00 AGR-20 CEA-02 CIAE-00

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LAB-06 NSAE-00 NSC-07 PA-04 RSC-01 AID-20 CIEP-02

SS-20 TAR-02 TRSE-00 USIA-15 PRS-01 SPC-03 FEA-02

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APPROVED BY STR:WBKELLY

COMMERCE: DROHR (SUBSTANCE)

STATE: GSTREEB (SUBSTANCE)

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TO USMISSION EC BRUSSELS

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E.O. 11652:N/A

TAGS: ETRD, GATT

SUBJECT; DERESTRICTION OF GATT TARIFF STUDY DOCUMENTS

1. AT THE PRESENT TIME GATT DOCUMENTS COM.IND/W/91 ADD.
1-9, WHICH RELATE TO THE TARIFF STUDY AND SHOW POST KENNEDY
ROUND INDUSTRIAL TARIFF LEVELS BASED ON 1970 TRADE FOR 13
MAJOR COUNTRIES, ARE GATT RESTRICTED. THE SENATE FINANCE
COMMITTEE PUBLISHED A SUMMARY AND ANALYSIS OF THE TRADE
REFORM ACT ON FEBRUARY 26 IN CONJUNCTION WITH THEIR PUBLIC
HEARINGS ON THE BILL. THE PUBLICATION WAS DISCUSSED DURING
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ADMINISTRATION TESTIMONY MARCH 5 AND CONTAINS AN ANALYSIS

(APPENDIX B) OF COMPARATIVE TARIFF LEVELS WHICH INADVERT-
ENTLY UTILIZED DATA CONTAINED IN RESTRICTED GATT DOCUMENT
COM.IND/W/91 ADD.1.

2. MISSION EC BRUSSELS SHOULD POINT OUT THE ERROR TO THE
EC (DUGIMONT OR ABBOTT) AND DETERMINE WHETHER THEY WOULD
AGREE TO THE DERESTRICTION OF CERTAIN OF THESE DOCUMENTS,
SPECIFICALLY COM.IND/W/91 ADD. 1-4. THEY SHOW TARIFF AVER-
AGES, FREQUENCY DISTRIBUTIONS, AND 1970 IMPORTS OVERALL
AND BY COUNTRY OF ORIGIN FOR ALL INDUSTRIAL PRODUCTS COM-
BINED THREE STAGES OF PROCESSING, AND FOR 23 MAJOR INDUS-
TRIAL PRODUCT CATEGORIES. COM.IND/W/91 ADD. 5-9 SHOULD
REMAIN RESTRICTED GATT DOCUMENTS, HOWEVER, SINCE THEY
PRESENT THE DATA IN RELATION TO POSSIBLE TECHNIQUES AND
MODALITIES FOR TARIFF NEGOTIATIONS.

3. ADD. 1-4 MERELY PRESENT FACTUAL TARIFF AND TRADE
INFORMATION, ARE NOT ANALYTICAL IN NATURE NOR RELATED TO
POSSIBLE NEGOTIATING TECHNIQUES. WE RECEIVE NUMEROUS PUB-
LIC REQUESTS FOR SUCH INFORMATION WHICH COULD, WITH CON-
SIDERABLE EFFORT, BE COMPILED FROM PUBLISHED TARIFF SCHED-
ULES AND DETAILED IMPORT STATISTICS. SIMILAR DATA AS CON-
TAINED IN ADD. 1-3 BY BTN HEADINGS, PRODUCT CATEGORIES,
AND STAGES OF PROCESSING, BUT BASED ON 1967 DATA, IS CON-
TAINED IN THE THREE VOLUMES OF THE SO-CALLED TARIFF STUDY
"WHITE BOOKS," WHICH HAVE ALREADY BEEN DERESTRICTED AS OF
MAY 1971. WHILE THE TYPE OF INFORMATION IN ADD. 4 WAS NOT
CONTAINED IN THESE EARLIER TABLES, IT ALSO MERELY PRESENTS
FACTUAL IMPORT DATA OF THE TARIFF STUDY COUNTRIES ONLY IN
GREATER DETAIL BY COUNTRY OF ORIGIN. FYI. THE EC IN THE
PAST HAS BEEN QUICK TO POINT TO CASES IN WHICH THEY THOUGHT
THAT WE WERE VIOLATING GATT RESTRICTIONS BY CITING TARIFF
STUDY DATA IN PUBLIC DOCUMENTS. THEY HAVE ACCESS TO THIS
PARTICULAR SENATE FINANCE COMMITTEE DOCUMENT AND COULD
MAKE AN ISSUE AGAIN OF THIS CASE. IN ADDITION, PUBLIC
ACCESS TO THESE DATA WOULD BE USEFUL IN CONJUNCTION WITH
OUR INDUSTRY CONSULTATIONS IN PREPARATION FOR THE MTN.
END FYI. KISSINGER

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